

1 State annexed; all writs and process shall run in the same
2 style, and be tested, sealed and signed, as heretofore,
3 or as may hereinafter be, provided by Law; and all indict-
4 ments shall conclude, against the peace, government and
5 dignity of the State.

6 This language is actually used as some of us
7 come upon. I understand writs actually do start out, The
8 State of Maryland, et cetera, and as those of us who
9 handle criminal cases know, all indictments still conclude
10 against the peace, government and dignity of the State.

11 The one time the Court had occasion to construe
12 this section it was held that an indictment which did not
13 contain that magic phrase was unconstitutional and the
14 defendant presumable went free. It has never otherwise
15 been the subject of litigation.

16 The Committee's first impulse was to say that
17 this provision did not require inclusion in the Constitu-
18 tion but then we looked in the Blue Book of State Consti-
19 tutions and took note that it is almost universally
20 included in the Constitutions of other states. Whether
21 we thought so or not, it seems that the wise people around